



DANIEL HARRIGAN, MAYOR



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Council Agenda for May 15, 2023 DRAFT

Regular Meeting held on May 8, 2023. All members were present. Minutes of the previous meeting approved. Ayes: 12, Nays: 0 (Neal abstained).

CONSENT AGENDA

- 1 ORDINANCE authorizing the issuance of a bond of the City in a principal amount not to exceed \$295,000,000 for sale to the Water Pollution Control Loan Fund of the State of Ohio to finance the costs of Northside Interceptor Tunnel Project; pledging certain revenues from the City's wastewater system on a subordinated basis to secure the payment of the principal of and interest on the Bond; and authorizing the execution and delivery of the Bond, the Trust Agreement and other documents and the taking of other actions related to the issuance and sale of the Bond; and declaring an emergency. (Budget and Finance)
- 2 ORDINANCE extending the Conditional Use granted to Pete Segedy, to construct a detached garage at 60 E. Dresden Avenue for a term of one year; and declaring an emergency. (Planning and Economic Development)
- 3 ORDINANCE authorizing the Purchasing Agent to enter into an agreement or agreements, without the formality of publicly advertising for bids, with Woodsy's Music, Inc. for sound and lighting services for Lock 3; authorizing

payment therefor; and declaring an emergency. (Planning and Economic Development)

- 4 ORDINANCE authorizing the Mayor to accept the Continuum of Care Planning Grant funds with assurances and certifications with the U.S. Department of Housing and Urban Development; authorizing the Director of Planning and Urban Development to enter into all necessary contracts for the operation and term of the programs; and declaring an emergency. (Planning and Economic Development)
- 5 ORDINANCE authorizing the Director of Public Service to enter into a contract or contracts, after publicly advertising for bids, for temporary concrete installation over excavations of the Divisions of Water Distribution and Sewer Maintenance prior to final pavement surface repairs by the Division of Highway Maintenance; approving specifications therefor; and declaring an emergency. (Public Service)
- 6 ORDINANCE authorizing the Director of Public Service, or his designee, to apply for, and if awarded, accept and enter into a grant agreement with the Ohio Department of Transportation (ODOT) for funding for the replacement of concrete panels near the FBO and on Taxiway R, replacement of the beacon, the decoupling of Taxiway B, and pavement markings on Taxiway P at the Akron Fulton Airport; and declaring an emergency. (Public Service)
- 7 ORDINANCE authorizing the Director of Public Service to enter into a contract or contracts, after publicly advertising for bids, for the construction of the Northside Interceptor Tunnel (the “Project”); authorizing the Director of Public Service, without the formality of publicly advertising for bids, to enter into a contract or contracts with AECOM for design services for the Project; authorizing the Director of Public Service, without the formality of publicly advertising for bids, to enter into a contract or contracts with Thomarios for construction management services for the Project; authorizing the Director of Public Service, without the formality of publicly advertising for bids, with Ohio Edison Company and/or Dominion Energy Ohio for utility and relocation services necessary for the Project; and declaring an emergency. (Public Service)
- 8 ORDINANCE authorizing the Director of Public Service, without the formality of publicly advertising for bids, to enter into a contract or contracts with Burgess & Niple, Inc. for professional engineering services for the Force Main Rehabilitation Project; and declaring an emergency. (Public Service)
- 9 ORDINANCE authorizing the Director of Public Service, without the formality of publicly advertising for bids, to enter into a contract or contracts with CTI Engineers, Inc. for professional engineering services for the High Service Pump Ball Valve and Limitorque Manual Valve Replacement Project; and declaring an emergency. (Public Service)

- 10 ORDINANCE authorizing the Director of Public Service, without the formality of publicly advertising for bids, to enter into a contract or contracts with CT Consultants, Inc. for professional engineering services for the Portage Lakes Water Main Extension Project; and declaring an emergency. (Public Service)
- 11 ORDINANCE authorizing the Director of Public Service, without the formality of publicly advertising for bids, to enter into a contract or contracts with Arcadis U.S., Inc. for professional engineering services for the Water Distribution Hydraulic Model Update Project; and declaring an emergency. (Public Service)

RULES (M. Freeman, Chair)

NO ITEMS

BUDGET & FINANCE (M. Freeman, Chair)

TIME:

- 1 RESOLUTION urging the City Administration to collaborate with Akron City Council regarding future revision to existing Section 56 of the 2023 Budget Ordinance regarding professional service contracts; and declaring an emergency. (3/27/2023)

PLANNING & ECONOMIC DEVELOPMENT (J. Fusco, Chair)

UP FOR PUBLIC HEARING MAY 15, 2023:

- 1 ORDINANCE authorizing a Conditional Use to vary the side yard area requirement to construct a garage at 70 E. Dresden Avenue; and declaring an emergency. (4/24/2023)
- 2 ORDINANCE amending/supplementing Title 15, Chapter 153, "Zoning Code", Article 8 "On-Premises Exterior Signs" and Article 11 "Board of Zoning Appeals" regarding ground signs in residential areas; and declaring an emergency. (4/24/2023)

TIME:

- 3 ORDINANCE approving the 2023 Consolidated Annual Action Plan including applications and certifications for the Community Development Block Grant ("Community Development"), the HOME Investment Partnership ("HOME") and Emergency Solutions Grant ("ESG") Programs; authorizing the Director of Planning and Urban Development to enter into all necessary contracts for the operation and term of the Programs; and declaring an emergency. (4/24/2023) (Public Hearing was

held 5/8/2023)

- 4 D-649 Petition of Eudroa Graffaree-Robinson for a Conditional Use to establish an insurance office at 487 Darrow Road PC-2023-16-CU (5/1/2023)
- 5 D-650 Petition of EHZ Limited, LLC, for a Conditional Use to establish an auto repair business at 1152 Grant Street PC-2021-65-CU (5/1/2023)
- 6 ORDINANCE authorizing a Conditional Use to establish a restaurant/microbrewery at 1221-1225 W. Market Street; and declaring an emergency. (3/27/2023) (Public Hearing was held 5/1/2023)
- 7 ORDINANCE authorizing a Conditional Use to establish a kennel at 640 E. Catawba Avenue; and declaring an emergency. (3/27/2023) (Public Hearing was held 4/24/2023)
- 8 D-633 Petition of Laura Lawson, dba Safe Harbor for Strays, for a Conditional Use to establish a kennel at 640 E. Catawba Ave PC-2023-11-CU (3/13/2023)
- 9 ORDINANCE authorizing a Conditional Use to establish a dumpster business at 1029 W. Waterloo Road; and declaring an emergency. (3/27/2023) (Public Hearing was held 4/24/2023)
- 10 D-634 Petition of Jaime Delapaz for a Conditional Use to establish a restaurant/microbrewery at 1221-1225 W. Market Street PC-2023-14-CU (3/13/2023)
- 11 D-628 Petition of Brian E. Gregory for a Conditional Use to establish a dumpster business at 1029 W. Waterloo Road PC-2923-05-CU (3/13/2023)
- 12 D-635 Petition of David McCurry for a Conditional Use to vary the side yard requirement to construct a garage at 70 E Dresden Avenue PC-2023-12-CU (3/13/2023)
- 13 ORDINANCE authorizing a Conditional Use to establish an auto dealership at 338 N. Arlington Street; and declaring an emergency. (11/28/2022) (Public Hearing was held 1/23/2023)
- 14 D-576 Petition of Abraham Zabay for a Conditional Use to Establish an auto dealership at 338 N. Arlington Street (PC-2022-52-CU)
- 15 ORDINANCE authorizing a Conditional Use to expand a business at 745 E. Archwood Avenue; and declaring an emergency. (9/12/2022) (Public

Hearing was held 10/3/2022)

- 16 D-534 Petition of RVR Realty & Investment for a Conditional Use to expand a business at 745 E. Archwood Avenue (9/12/2022)
- 17 D-500 Petition of Ramon Hernandez for a Conditional Use to establish a short-term rental at 1764 Thornapple Avenue. (6/6/2022)
- 18 ORDINANCE amending Title 15 “Land Usage”, Chapter 153, “Zoning Code” to reflect the enactment of the Title 15, Chapter 155 “Sign Code”; and declaring an emergency. (5/2/2022) (Public Hearing was held May 9, 2022)
- 19 ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 1363 Diagonal Road; and declaring an emergency. (12/6/21) (Public Hearing was held January 24, 2022)
- 20 D-371 Petition of Alicia Lee, for a Conditional Use to establish a Type A daycare home at 1363 Diagonal Road. (PC-2021-58-CU) (PC-2021-38-CU) (11/15/21)
- 21 ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 434 Clinton Avenue; and declaring an emergency. (Public Hearing was held 9/20/2021)
- 22 D-302 Petition of Mayamu Konneh for a Conditional Use to establish a Type A daycare home at 434 Clinton Avenue. (PC-2021-37-CU) (9/13/21)
- 23 D-285 Petition of Louie Berrodin for a Conditional Use to establish a bed and breakfast and construct an addition at 814 Bloomfield Avenue (PC-2021-30-CU) (7/12/21)
- 24 ORDINANCE authorizing a Conditional Use to establish and construct an addition to a bed and breakfast at 814 Bloomfield Avenue; and declaring an emergency. (Public Hearing was held 9/13/21)
- 25 ORDINANCE amending/supplementing Title 15, Chapter 153, “Zoning Code”, Section 153.140 “Definitions” and Section 153.310 “Business and Industry requirements” establishing a form-based Urban Overlay district for the East Market Street Corridor; and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
- 26 ORDINANCE amending The Zoning Map by changing the Commercial Use District Classification (U4, H4, A5) on property located on the north side of East Exchange Street, west of South Arlington Street, and

changing the Commercial Use District (U4, H2, A4 and U4, H2, A1) on property located on the east side of South Arlington Street, south of East Exchange Street, to Retail Business Use District (U3, H2, A4); and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)

- 27 ORDINANCE authorizing a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue; and declaring an emergency. (Public Hearing was held 6/29/20)
- 28 ORDINANCE authorizing a Conditional Use to construct a parking lot on the east side of W. Center Street (PN 6716587); and declaring an emergency. (Public Hearing was held October 21, 2019)
- 29 D-774 Petition of Community Action Agency for a Conditional Use to construct a parking lot and the sale of City-owned land on W. Center Street. (Parcel No. 6716587) (PC-2019-63-CU & S) (9/16/19)
- 30 D-45 Petition of Ngwe Tun for a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue (PC-2020-09-CU) (3/16/20)
- 31 D-31. Petition of Lonnie Jones for a Conditional Use to establish a rooming house at 460 South Maple Street. (PC-2012-15) (4/16/12)

PUBLIC SERVICE (T. Mosley, Chair)

NO ITEMS

PUBLIC UTILITIES & GREEN (M. Freeman, Chair)

NO ITEMS

PUBLIC SAFETY (D. Kammer, Chair)

NO ITEMS

PARKS & RECREATION (P. Lombardo, Chair)

NO ITEMS

HOUSING & NEIGHBORHOOD ASSISTANCE (J. Fusco, Chair)

NO ITEMS

HEALTH & SOCIAL SERVICES (L. Omobien, Chair)

NO ITEMS

FILED

D-13-27 Income Tax Receipts as of February 2023

D-13-28 Income Tax Receipts as of March 2023

D-652 Notice of New D3 and D3A Liquor Permit to 941 East Inc dba Eurogyro, 941 E Waterloo Road Ward 7

D-653 Denial of Certificate of Appropriateness to Demolish the former Beacon Journal Building at 44 E Exchange St

D-654 Return of Service Listing, Miller Road Resurfacing

ORDINANCES & RESOLUTIONS PASSED AT PREVIOUS MEETING

RESOLUTION NO. 120-2023 declaring it necessary to improve various off-street parking facilities in the Kenmore Business District and the Canton Road Business District by sealing, resurfacing and repairing, painting parking space stripes, sweeping, removing snow, cleaning sewer openings, providing lawn, turf, shrub and tree maintenance, litter and other general clean-up and otherwise improving and maintaining the same, and all when and where necessary; and declaring an emergency. Vote: 13-0.

RESOLUTION NO. 121-2023 declaring it necessary to improve certain streets in the City, between certain termini, by providing street-cleaning services and street lighting; and declaring an emergency. Vote: 13-0

ORDINANCE NO. 122-2023 authorizing the Director of Public Service and/or the Purchasing Agent, after publicly advertising for bids, to enter into a contract or contracts for the purchase and installation of a 3,750 KVA transformer at the Water Reclamation Facility; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 123-2023 authorizing the Director of Public Service or his designee, after publicly advertising for bids, to enter into a contract or contracts for the purchase and installation of fire hydrants for the 2023 Hydrant Replacement Program; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 124-2023 authorizing the Director of Public Service or his designee, after publicly advertising for bids, to enter into a contract or contracts for the painting of fire hydrants in the City; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 125-2023 authorizing the Purchasing Agent to enter into an agreement or agreements, through the TIPS national purchasing cooperative,

with Duro-Last, Inc. for the construction of the John S. Knight Center roof replacement project; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 126-2023 authorizing the Mayor or his designee, if awarded, to accept and expend grant funds from the Environmental Protection Agency (EPA) Solid Waste Infrastructure For Recycling (SWIFR) Grant Program and to enter into a grant agreement or agreements with the EPA; and declaring an emergency. Vote: 13-0.

ORDINANCE NO. 127-2023 authorizing the Director of Public Service or his designee, without the formality of publicly advertising for bids, with Akron Energy Systems, Inc. for the replacement of the HVAC control systems at Harold K. Stubbs building and the MSC Building 1; and declaring an emergency. Vote: 13-0.

**COMMITTEE MEETINGS
Scheduled for May 15, 2023:**

1:00 P.M.	Planning & Economic Development	2:30 P.M.	Health & Social Services
1:45 P.M.	Parks & Recreation	2:45 P.M.	Public Utilities & Green
2:00 P.M.	Rules	3:00 P.M.	Budget & Finance
2:00 P.M.	Public Service	3:30 P.M.	Housing & Neighborhood Assistance
2:15 P.M.	Public Safety		

**NEW LEGISLATION WILL BE ADDED PRIOR TO THE
MEETING. PLEASE CHECK BACK FOR FINALIZED
AGENDA.**